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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/549,527	01/25/2006	Norifumi Kokawa	MTC-US1	3613
27769 AKC PATENT	7590 08/10/200 S	EXAMINER		
215 GROVE ST	Γ.		PLUMMER, ELIZABETH A	
NEWTON, MA 02466			ART UNIT	PAPER NUMBER
			3635	
			MAIL DATE	DELIVERY MODE
			08/10/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ② MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, PROM THE MAILING DATE OF THIS COMMUNICATION. Entensient of the many be available under the provisions of 37 CFR 1-18/06, into event, however, may any by be timely filled. # 10 Deroid for reply is appecified above, the maintain situation prondor will apply and will expire SIX (3) MONTHS from the malling date of this communication. ## 10 Deroid for reply is appecified above, the maintain situation prondor will apply and will expire SIX (3) MONTHS from the maintain date of this communication. ## 10 Deroid for reply is appecified above, the maintain situation prondor will apply and will expire SIX (3) MONTHS from the maintain date of this communication. ## 10 Deroid for reply is appecified above, the maintain situation is prond will apply and use price SIX (3) MONTHS from the maintain date of this communication. ## 11 Deroid for reply is appecified above, the maintain situation is more interest. ## 12 Deroid for reply is appecified above, the maintain situation is more interest. ## 12 Deroid for reply is appecified above, the maintain situation is more interest. ## 12 Deroid for reply is appecified. ## 12 Deroid for reply is appecified above, the maintain situation is more interest. ## 13 Deroid for reply is appecified. ## 14 Deroid for reply is appecified. ## 15 Deroid for reply is appecified. ## 16 Deroid for reply is appecified. ## 16 Deroid for reply is appecified. ## 17 Deroid for reply is appecified. ## 17 Deroid for reply is appecified. ## 17 Deroid for reply is appecified. ## 18 Deroid for reply is		Application No.	Applicant(s)					
ELIZABETH A. PLUMMER Soss	Office Action Comments	10/549,527	KOKAWA ET AL.					
- The MALING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MALINING DATE OF THIS COMMUNICATION. Leatenion of them she be availated under the provisions of 37 CHT 13081, in no event flowers, may reply be timely litted ### 150 period for reply is periodic above, the machine statistic prior will apply and will expire SK (8) MON HIS from the miling date of this communication. ### 150 periodic provision is periodic above, the machine statistic prior will apply and will expire SK (8) MON HIS from the miling date of this communication. ### 150 periodic provision is periodic above, the machine sheet the maining date of this communication, even if energy find, may mouse any search paint into the periodic period for major above. The machine sheet the periodic periodic prior and ANNO-CAPE (SIS LS, 2, 13). ### 151 Apply which is also or candidated period for major will be presented and the provision of the periodic periodic periodic periodic prior for major and the periodic per	Office Action Summary	Examiner	Art Unit					
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Art Unit: 3635

DETAILED ACTION

This is a first Office action on the merits for application serial number 10/549,527 filed 01/25/2006. Claims 3, 4, 6 and 7 are pending.

Drawings

1. The drawings are objected to because they are not labeled in English (example Fig. 1, Fig. 2, etc). Corrected drawing sheets in compliance with 37 CFR 1.121(d) are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d). If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

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A person shall be entitled to a patent unless -

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 6 and 7 are rejected under 35 U.S.C. 102(b) as being anticipated by Deng (US Patent 6,082,058).

Regarding claims 6 and 7, claims 6 and 7 are product by process claims. The patentability of a product does not depend on its method of production. If the product in the product-by-process claim is the same as or obvious from a product of the prior art, the claim is unpatentable even though the prior product was made by a different process. Here, the building could be made by any method. It does not require the steps described. Therefore, claims 6 and 7 are anticipated by Deng, as Deng teaches a high-rise building (abstract) with foundation and support members and multiple floors and stories (Fig. 1).

Allowable Subject Matter

4. Claims 3 and 4 are allowed.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ELIZABETH A. PLUMMER whose telephone number is (571)272-2246. The examiner can normally be reached on Monday through Friday, 8:30-5:00.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Richard Chilcot can be reached on (571) 272-6777. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jeanette E Chapman/ Primary Examiner, Art Unit 3633

/E. A. P./

Examiner, Art Unit 3635